

BOARD OF SUPERVISORS  
COUNTY OF YORK  
YORKTOWN, VIRGINIA

Resolution

At a regular meeting of the York County Board of Supervisors held in the Board Room, York Hall, Yorktown, Virginia, on the \_\_\_\_ day of \_\_\_\_, 2004:

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Present

Vote

Thomas G. Shepperd, Jr , Chairman  
James S. Burgett, Vice-Chairman  
Walter C. Zaremba  
Sheila S. Noll  
Kenneth L. Bowman

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On motion of \_\_\_\_\_, which carried \_\_\_\_, the following resolution was adopted:

A RESOLUTION TO APPROVE A SPECIAL USE PERMIT TO  
AUTHORIZE AN AUTOMOBILE SALES DISPLAY LOT AT 817  
MERRIMAC TRAIL

WHEREAS, Holiday Chevrolet-Cadillac, Inc. has submitted Application No. UP-651-04 to request a Special Use Permit, pursuant to Section 24.1-306 of the York County Zoning Ordinance, to authorize an automobile sales display lot on property located at 817 Merrimac Trail (Route 143) and further identified as Assessor's Parcel No. 10-35; and

WHEREAS, said application has been forwarded to the York County Planning Commission in accordance with applicable procedure; and

WHEREAS, the Planning Commission recommends approval of this application; and

WHEREAS, the York County Board of Supervisors has conducted a duly advertised public hearing on this application; and

WHEREAS, the Board has given careful consideration to the public comments and Planning Commission recommendation with respect to this application;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this the \_\_\_\_ day of \_\_\_\_\_, 2004, that Application No. UP-651-04 be, and it is hereby, approved to authorize a Special Use Permit, pursuant to Section 24.1-306 of the York County Zoning Ordinance, to allow an automobile sales display lot on property located at 817 Merrimac Trail (Route 143) and identified as Assessor's Parcel No. 10-35, subject to the following conditions:

1. This use permit shall authorize establishment of an automobile sales display lot on property located at 817 Merrimac Trail (Route 143) and further identified as Assessor's Parcel No. 10-35.
2. The automobile sales display lot shall be arranged and located on the site in substantial conformance with the sketch plan submitted by the applicant in conjunction with this application, received on October 5, 2004, and made a part hereof by reference. Prior to occupying the site, the applicant shall be responsible for filing a site plan conforming to the requirements and procedures of the York County Zoning Ordinance.
3. The Special Use Permit authorizing use of this site for an automobile sales display facility shall be limited to a term coinciding with authorized construction activity associated with the expansion of the primary Holiday Chevrolet-Cadillac dealership facility located at 543 Second Street, or expiring one (1) year from the date of site plan approval for that facility, whichever occurs first. All vehicles shall be removed from the subject property prior to the expiration of the Special Use Permit or prior to the issuance of the Certificate of Occupancy for the expanded primary dealership location, whichever occurs first.
4. Prior to occupying the site the applicant shall present evidence to the Division of Development and Compliance that the site is properly licensed by the Motor Vehicle Dealer Board as an ancillary facility to the primary dealership location at 543 Second Street.
5. The subject site shall be used solely for the display of new vehicles for sale. No used/pre-owned vehicles shall be displayed on the site.
6. There shall be no free-standing or building mounted signage allowed in conjunction with the use.
7. Vehicles shall not be displayed/parked on the south side of the existing building or within 20 feet of the front property line or 10 feet of the side (northern) property line. All vehicles shall be displayed/parked on the existing asphalt surface on the site.
8. Vehicles shall not be unloaded (or loaded) from car carriers/trailers at this site. No vehicle washing, servicing or similar activities shall be permitted on this site.

9. Prior to occupying the site, the applicant shall be responsible for installing landscaping in the existing grassed island in front of the property. Such landscaping shall consist of a minimum of two (2) Weeping Cherry trees and six (6) shrubs.
10. In accordance with Section 24.1-115(b)(7) of the York County Zoning Ordinance, a certified copy of the resolution authorizing this special use permit shall be recorded at the expense of the applicant in the name of the property owner as grantor in the office of the Clerk of the Circuit Court.